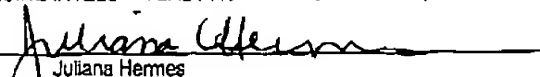


COPY 10/Con.
of
Talent
P. Wake
9-9-03

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Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on Juliana Hermes

QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.

By


Juliana Hermes

Attorney Docket No. 08-000410US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Steven M. Ziola, et al.

Examiner: John E. Chapman, Jr.

Application No.: 09/965,672

Art Unit: 2856

Filed: September 26, 2001

PETITION TO CHANGE INVENTORSHIP
PURSUANT TO 37 C.F.R. 1.48 (d)

For: **DEVICE AND METHOD
DESIGNED FOR ULTRASONICALLY
INSPECTING CYLINDERS FOR
LONGITUDINAL AND
CIRCUMFERENTIAL DEFECTS AND TO
MEASURE WALL THICKNESS**

RECEIVED

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SEP 03 2003
Technology Center 2800

Sir:

Pursuant to 37 C.F.R. 1.48 (d), please add the following named person as an inventor in the
above application

William J. Miller, a citizen of the United States, residing at 16040 East Milan Drive,
Aurora, CO 80013 USA.

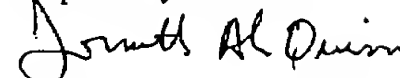
Omission of the above named inventor occurred due to error and without deceptive intention on
the part of the omitted inventor.

Please charge \$130.00, pursuant to 37 C.F.R. 1.17(i), for entry and consideration of this petition
to deposit account number 50-0893. Please charge any other fee that is required for entry and
consideration of this petition to the above noted deposit account, or credit any overpayment.

Steven M. Ziola, et al.
Application No.: 09/965,672
Page 2

QUINE INTELLECTUAL
PROPERTY LAW GROUP, P.C.
P.O. BOX 458
Alameda, CA 94501
(510) 337-7871
Fax (510) 337-7877

Respectfully submitted,



Jonathan Alan Quine, Ph.D.
Reg. No. 41,261

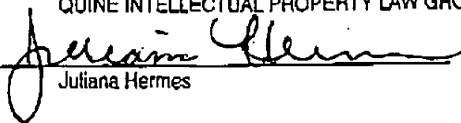
COPY

I hereby certify that this correspondence is being deposited with the United States Postal Service first class mail in an envelope addressed to:
Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.
on June 6, 2003

Attorney Docket No. 08-000410US

QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.

By


Juliana Hermes**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Steven M. Ziola, et al.

Examiner: John E. Chapman Jr.

Application No.: 09/965,672

Art Unit: 2856

Filed: September 26, 2001

**REQUEST FOR UPDATED FILING
RECEIPT**

For: **DEVICE AND METHOD DESIGNED FOR
ULTRASONICALLY INSPECTING
CYLINDERS FOR LONGITUDINAL AND
CIRCUMFERENTIAL DEFECTS AND TO
MEASURE WALL THICKNESS**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

A Petition to add applicant/inventor William J. Miller to the above-referenced application is filed herewith and and issuance of an updated filing receipt is respectfully requested. Attached is a copy of the official Filing Receipt received from the Patent and Trademark Office showing the changes to be made.


Applicant's information should read as follows:

STEVEN M. ZIOLA, LITTLETON, CO;**MICHAEL R. GORMAN, ENGLEWOOD, CO;****WILLIAM J. MILLER, AURORA, CO;**

Steven M. Ziola, U.S. District Court
Application No.: 09/965,672
Page 2

It is believed that no fee is due. If a fee is due, please charge Deposit Account
No. 50-0893.

Respectfully submitted,



Jonathan Alan Quine, J.D., Ph.D.
Reg. No. 41,261

QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.
P.O. BOX 458
Alameda, CA 94501
(510) 337-7871
Fax (510) 337-7877



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/965,672	09/26/2001	2856	651	08-000410US	7	44	2

22798
LAW OFFICES OF JONATHAN ALAN QUINE
P O BOX 458
ALAMEDA, CA 94501

RECEIVED CONFIRMATION NO. 2887
FILED FILING RECEIPT
MAR 25 2002 *OC000000007653129*

Quine Intellectual Property Law Group, P.C.

Date Mailed: 03/15/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Steven M. Ziola, Littleton, CO;
Michael R. Gorman, Englewood, CO;
William J. Miller, Aurora, CO;

Assignment For Published Patent Application

Digital Wave Corporation, Englewood, CO;

Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/236,356 09/27/2000

Foreign Applications

If Required, Foreign Filing License Granted 10/25/2001

Projected Publication Date: 06/27/2002

Non-Publication Request: No

Early Publication Request: No

** SMALL ENTITY **

Title

Device and method designed for ultrasonically inspecting cylinders for longitudinal and

circumferential defects and to measure wall thickness

Preliminary Class

073

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

I hereby certify that this correspondence is being
submitted via Facsimile No. 703-305-1034 to Examiner John E. Chapman, Jr.
at the United States Patent and Trademark Office, on September 3, 2003

GUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.

By Juliana Hennes
Juliana Hennes

Attorney Docket No. 08-000410US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Steven M. Ziola et al.

Application No.: 09/965,672

Filed: September 26, 2001

For: **DEVICE AND METHOD DESIGNED FOR
ULTRASONICALLY INSPECTING
CYLINDERS FOR LONGITUDINAL AND
CIRCUMFERENTIAL DEFECTS AND TO
MEASURE WALL THICKNESS**

Examiner: John E. Chapman, Jr.

Art Unit: 2856

COMMUNICATION TO THE EXAMINER

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SEP 03 2003

Technology Center 2800

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Examiner Chapman:

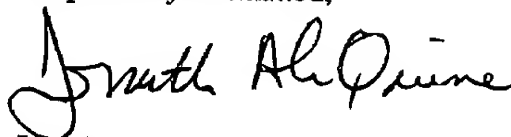
Per our telephone conversation of today, it is understood that the Office has lost Applicants' June 6, 2003 submission. Accordingly, enclosed herewith is a courtesy copy of the complete June 6, 2003 submission, along with a copy of the returned stamped receipt postcard (noting that the Office received the submission, made via first class mail using the typical provisions of 37 CFR § 1.8, on June 10, 2003).

As I indicated in our discussion, Applicants are not required to file a petition to reinstate the application under these circumstances. The return receipt postcard (and, as the Examiner's comments during discussion with Applicants' undersigned Attorney indicated, the PTO's own records) indicate that the submission was timely made. Accordingly, the enclosed courtesy copy of the submission, with date stamped receipt postcard, is sufficient to address the Office's loss of the submission.

Steven M. Ziola et al.
Application No.: 09/965,672
Page 2

In the event the Examiner believes that any further documentation is required, please contact the undersigned to arrange for a formal telephonic interview.

Respectfully Submitted,



Jonathan Alan Quine
Reg. No. 41,261

QUINE INTELLECTUAL PROPERTY LAW GROUP, P.C.
P.O. BOX 458
Alameda, CA 94501
(510) 337-7871
Fax (510) 337-7877

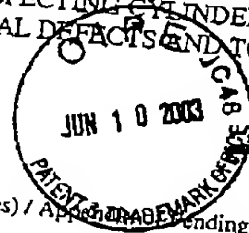
TO THE U.S. PATENT & TRADEMARK OFFICE

Please stamp the date of receipt of the following document(s) and return this card to us:

RE: Response to Office Action/Amendment for DEVICE AND METHOD
DESIGNED FOR ULTRASONICALLY INSPECTING CYLINDERS FOR
LONGITUDINAL AND CIRCUMFERENTIAL DEFECTS AND TO MEASURE
WALL THICKNESS

TITLE OF DOCUMENT(S):

- Transmittal/Fee Transmittal
- Response/Amendment
- Appendix of Amended Claims (showing changes) / Appendix of Pending Claims
- Request for extension of time
- Petition to Change Inventorship with inventor Declaration
- Request for Corrected Filing Receipt



RECEIVED

Application No. 09/965,672

File No. 08-00041QUS

Date Due May 6, 2003

Date Mailed June 6, 2003

Atty/Secy. JAO/ih

JUN 16 2003

United States Intellectual Property Law Group

COPY

PTO/SB/21 (05-03)

Applicable for use through 04/30/2003, OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/965,672
	Filing Date	September 26, 2001
	First Named Inventor	Steven M. Ziola
	Group Art Unit	2856
	Examiner Name	John E. Chapman, Jr.
Total Number of Pages in This Submission	Attorney Docket Number	08-000410US

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input checked="" type="checkbox"/> Petition to Change Inventorship <input checked="" type="checkbox"/> Declaration <input checked="" type="checkbox"/> Request for Corrected Filing Receipt <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): receipt acknowledgment postcard
Authorization to Charge Deposit Account Please charge Deposit Account No. 50-0893 for any additional fees associated with this paper or during the pendency of this application, including any extensions of time for consideration of the documents enclosed.		
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Jonathan Alan Quine, Reg. No. 41,261, Quine Intellectual Property Law Group, P.C.		
Signature	<i>Jonathan Alan Quine</i>		
Date	June 6, 2003		

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Juliana Hermes		
Signature	<i>Juliana Hermes</i>	Date	June 6, 2003

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

FEE TRANSMITTAL for FY 2003

Effective 01/01/2003, Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 185.00

Complete if Known

Application Number	09/965,672
Filing Date	September 26, 2001
First Named Inventor	Steven M. Ziola
Examiner Name	John E. Chapman, Jr.
Art Unit	2856
Attorney Docket No.	08-000410US

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

 Deposit
Account
Number
Deposit
Account
Name

50-0893

Quine Intellectual Property Law Group, P.C.

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Credit any overpayments
☒ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 520	2003 260	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1) (\$)			

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims		Extra Claims		Fee from below		Fee Paid
Independent Claims		-20** =		X		
Multiple Dependent		-3** =		X		

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1202 18	2202 9	Claims in excess of 20	
1201 84	2201 42	Independent claims in excess of 3	
1203 280	2203 140	Multiple dependent claim, if not paid	
1204 84	2204 42	** Reissue independent claims over original patent	
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2) (\$)			

**or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	55
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	130
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1808 180	1808 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 185

SUBMITTED BY

Name (Print/Type)

Jonathan Alan Quine

Registration No.
(Attorney/Agent)

41,261

(Complete if applicable)

Telephone

Signature

Jonathan Alan Quine

Date

June 6, 2003

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.